

ORDINANCE REVISING CITY CODE PROVISION REGARDING USE OF MOTORIZED BOATS
ON LAKES OWNED BY THE CITY
AND REPEALING A PROVISION REGARDING FEES IN TWIN LAKES PARK

WHEREAS –

- (1) City Code section 38-20(a) requires fees for certain activities in Twin Lakes Park to be the same as the fees for those activities at Lake Michie.
- (2) Fees are now set by the Fee Schedule, so there is no need to limit fees by this provision.
- (3) City Code section 38-20(b) limits use of motorized boats “on the lake” without clearly indicating which lake is meant, although from the context and heading of section 38-20 one can infer that Twin Lakes was intended.
- (4) The use of motorized boats on Lake Michie and Little River Lake is already addressed elsewhere in the City Code.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DURHAM ORDAINS:

Sec. 1. City Code section 38-20 is revised to read:

~~Sec. 38-20. Same Fee schedule.~~

~~(a) Fees for fishing, rentals or the launching of nonmotorized boats in Twin Lakes Park shall be the same as the fees established and charged for such activities at Lake Michie.~~

~~(b) Motorized boats shall not be used on the lake except by recreation department staff.~~

Sec. 38-20. Motorized boats on city lakes. Motorized boats shall not be used on lakes owned by the city, except by city employees in the performance of their duties, or by firefighting personnel, law enforcement personnel, EMS personnel, health care workers or providers, military personnel, civil preparedness personnel, emergency management personnel, public works personnel, public utility employees, or other persons authorized by the city manager. This section does not apply to Lake Michie or Little River Lake.

Sec. 2. In this ordinance, the struck-through material is deleted from the existing text, and the underlined material is added to the existing text.

Sec. 3. This ordinance is effective when adopted.